

SENATE BILL 63

K1

9lr0043

(PRE-FILED)

By: **Chair, Finance Committee (By Request – Departmental – Uninsured Employers’ Fund)**

Requested: October 26, 2018

Introduced and read first time: January 9, 2019

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Uninsured Employers’ Fund – Liability for Insolvent Self-Insured Employers –**
3 **Limitation**

4 FOR the purpose of limiting the liability of the Uninsured Employers’ Fund to pay the
5 outstanding obligations of insolvent self-insured employers to claims that have been
6 found compensable by the Workers’ Compensation Commission as of the date of
7 insolvency; prohibiting the Fund from being required to pay more than a certain
8 amount per claim under a certain provision of this Act; and generally relating to the
9 liability of the Uninsured Employers’ Fund for insolvent self-insured employers.

10 BY repealing and reenacting, with amendments,
11 Article – Labor and Employment
12 Section 9–405(g)
13 Annotated Code of Maryland
14 (2016 Replacement Volume and 2018 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
16 That the Laws of Maryland read as follows:

17 **Article – Labor and Employment**

18 9–405.

19 (g) **(1) [If] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, IF** an
20 employer who self-insures under this section becomes insolvent, the Uninsured Employers’
21 Fund shall pay the outstanding obligations of the employer for compensation **ONLY ON A**
22 **CLAIM THAT HAS BEEN FOUND COMPENSABLE BY THE COMMISSION AS OF THE DATE**
23 **OF INSOLVENCY.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(2) THE UNINSURED EMPLOYERS' FUND MAY NOT BE REQUIRED TO**
2 **PAY MORE THAN \$100,000 PER CLAIM UNDER PARAGRAPH (1) OF THIS SUBSECTION.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2019.